IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C. KURIAKOSE

MONDAY, THE 9TH JULY 2007 / 18TH ASHADHA 1929

WP(C).No. 26147 of 2006(K)

OS.38/2003 of MUNSIFF COURT, KOLENCHERRRY

PETITIONERS:

1. **SASI, S/O. AYYAPPAN,**
   PEEDIKAKUDIYIL, AIKKARANADU NORTH VILLAGE,
   ERNAKULAM DISTRICT.

2. **SUKUMARAN, S/O. AYYAPPAN,**
   PEEDIKAKUDIYIL, AIKKARANADU NORTH VILLAGE,
   ERNAKULAM DISTRICT.

3. **RAJAN, S/O. AYYAPPAN,**
   PEEDIKAKUDIYIL, AIKKARANADU NORTH VILLAGE,
   ERNAKULAM DISTRICT.

BY ADV. SRI.C.K.ABDUL RAHIM

RESPONDENTS:

1. **MOHANAN, S/O. PARAMESWARAN NAIR,**
   AGED 52 YEARS, POTTANAM CHALIL HOUSE,
   AIKKARANADU NORTH VILLAGE, ERNAKULAM DISTRICT.

2. **SAROJINI AMMA, W/O.ARAVINDAKSHAN NAIR,**
   AGED 52 YEARS, POTTANAM CHALIL HOUSE,
   AIKKARANADU NORTH VILLAGE, ERNAKULAM DISTRICT.

3. **THOMAS, S/O. POULOSE,**
   AGED 51 YEARS, KARAKKATTU HOUSE,
   AIKKARANADU NORTH VILLAGE, ERNAKULAM DISTRICT.

BY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC.NO.26147/2006 K

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE PLAINT IN O.S.38/03 OF MC., KOLENCHERRY.**

EXT.P2: **COPY OF THE WRITTEN STATEMENT FILED IN O.S.38/03 OF M.C., KOLENCHERRY.**

EXT.P3: **COPY OF THE REPORT OF THE ADVOCATE COMMISSIONER SUBMITTED IN CMA 1/04 SUB COURT, MUVATTUPUZHA.**

EXT.P3(A): **COPY OF THE SKETCH ATTACHED WITH COMMISSION REPORT SUBMITTED IN CMA 1/04 S.C., MUVATTUPUZHA.**

EXT.P4: **COPY OF THE ORDER OF THE SUB COURT IN CMA 1/04 DTD. 30/03/2006 S.C., MUVATTUPUZHA.**

EXT.P5: **COPY OF THE ORDER ISSUED BY THE MUNSIFF COURT ALLOWING AMENDMENT APPLICATION IN I.A.206/06 IN OS.38/03 OF M.C., KOLENCHERRY.**

EXT.P6: **COPY OF THE AFFIDAVIT AND PETITION FILED AS IA NO.235/06 TO ACCEPT DOCUMENTS IN O.S.38/03 OF MC., KOLENCHERRY.**

EXT.P7: **COPY OF THE AFFIDAVIT AND PETITION FILED AS I.A.236/06 IN O.S.38/03 OF M.C., KOLENCHERRY SEEKING TO RECEIVE THE ADDITIONAL WITNESS LIST.**

/TRUE COPY/

KSS

PIUS C. KURIAKOSE, J.

W.P.(C) NO. 26147 of 2006

Dated this the 9th day of July , 2007

JUDGMENT

The learned counsel for the petitioners submits that one of the grievance of the petitioners was that they have not been served with even a copy of the order which they wanted to impugn. It is now concede that they have now received a copy of the order.

Giving liberty to the petitioners to impugn the order in a separate proceedings, this writ petition will remain closed.

PIUS C. KURIAKOSE,

JUDGE.

Dpk